

# Polk County Observer



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## LOGGER GETS DAMAGES

CLARENCE O'BRIEN GETS JUDGMENT AGAINST FALLS CITY LUMBER COMPANY FOR INJURIES.

Fixes Amount at \$6,000 With Costs and Disbursements of Suit. Martin & Blodgett Win in Action for \$1000 Insurance on Loss Stallion, "Priam."

After two hours' deliberation, the jury in the case of Clarence D. O'Brien against the Falls City Lumber Company brought in a verdict at 11 o'clock Wednesday for the plaintiff in the sum of \$6000. The decision completed the work of the presiding judge and adjournment was taken at that hour. Judge H. L. Bennett, who has been presiding in place of Judge Percy R. Kelly in Department No. 1 of circuit court, left this morning for Tillamook to complete the regular semi-annual term.

O'Brien's action was brought to recover \$20,698, for personal injuries sustained by him while in the employ of the lumber company near Falls City last June. In his complaint he alleged that he was engaged in the logging camp of the defendant as "rigging rustler" with "yarder" donkey, and that as a result of the defendant's failure to provide "safe and suitable" cables, "trip lines," "main lines," "straps," etc., and also as a result of the carelessness and recklessness of the foreman of the crew he was injured while a new main line was being put on the donkey.

"Strap" Broke. He averred that an undue strain was placed on the line, causing the "strap" on the "lead block" to break and the end of the "trip line" and the "main line" to fly back, striking him in the side and stomach and hurling him bodily against five other men who were standing behind him, causing him serious internal and external injuries which necessitated his being brought to the Dallas Hospital, where he was operated upon and one of his kidneys was removed. He received reimbursement in the sum of \$98 for medical attendance and hospital fees, \$400 for loss of time and wages while incapacitated, and damages to the amount of \$20,000.

Denies Responsibility. The lumber company in its defense denied that it was responsible for the injury, and charged that O'Brien had accepted a position in the camp with full knowledge of its attendant dangers, and further alleged that the accident would not have happened if he had not been careless.

Awarded Insurance. Another case that attracted more than the usual amount of interest throughout its progress was the suit

(Continued on Page Four.)

## Native Indian Soldiers Who Form Part of the Durbar Show



THOUGH for years their grandfathers, conquered in the two Sikh wars of 1845-6 and 1848-9, were the mortal enemies of the British, King George has no better or more loyal native Indian soldiers than the Sikh and Punjabi troops, which will attend him during the durbar. The inhabitants of the Punjab have been from time immemorial among the most warlike in India. It was in that part of the peninsula that Ranjit Singh, in the early part of the nineteenth century, built up a powerful Sikh monarchy, extending to Kashmir, which was long a menace to British supremacy. The term Sikh originally signified only "a disciple" and was applied to a religious community which was an offshoot of Mohammedanism. The adherents of the new religion, which was founded in the fifteenth century, became under a series of ten pontiffs a strong nation and even now that they are in subjection to the British constitute one of the finest elements of the population.

## Company H, of Dallas to Be Shifted to Fifth Regiment

As a result of what has been termed "intrigue" to foster o'er leaping ambition on the part of some of the officers of the Oregon National Guard, a general shake-up in the affairs of that organization is slated for about the first of the new year. The Fourth Regiment has been transferred to the Coast Artillery, and the Third Regiment is to be reorganized and will likely become the Fifth Regiment. Company H, of Dallas, will remain as an in-

fantry company, and is expected to become a part of the new Fifth.

Disbandment Soon. Orders for the disbandment of the Third Oregon Infantry are to be issued at an early date, following the recommendation of the general staff of the Oregon National Guard as presented Tuesday. This fact developed yesterday and the action of Governor West will not be awaited, as under the law it is not necessary to seek his personal approval, inasmuch as Adjutant-General Finzer, as military chief of staff, can act in his stead.

Three new companies must be organized before the regiment can be reorganized. It is intended to recruit one of these at Corvallis, one at Klamath Falls and to take over the Dallas company from the disbanded Fourth Infantry. When this is done, the call for reorganization as a regiment will be issued and the election of a Colonel will follow.

Scheme is Scouted. "Intrigue" was the word heard on every hand among National Guard officers, says the Oregonian. The hands of officers who seek promotion was clearly shown in the drastic action taken by the general staff, it was asserted. Disbandment of the regiment is desired only by a small percentage of the regimental officers, it is averred, and these few are ones

## Dallas to Have \$10,000 Carnegie Library Building

If the city of Dallas will provide a suitable site and pay at least \$1,000 yearly for its maintenance, Andrew Carnegie will present the city with a \$10,000 library building. This is official and came in the form of a letter to Mayor Craven last night from the agents of the steel multimillionaire. This is the basis upon which the Carnegie libraries are erected all over the country and assures this city a library. The matter will be taken up at once. It is understood that arrangements have been made to provide the \$1,000 per annum.

## GOVERNMENT GIVES ANNUAL RAILROAD BAND OF ELK TO STATE INSPECTION IS NOW ON

Through the efforts of State Game Warden William L. Finley, on his recent visit at Washington, D. C., the government has been persuaded to donate 15 elk to the State of Oregon. These animals will be taken from the forest reserves of Wyoming, crated and transported to Oregon as soon as the people of this state provide an adequate pasture for them. They will become the sole property of Oregon and serve to perpetuate a race of noble animals that is rapidly becoming extinct.

Big Elk Park. In the northwestern part of the state there is a 2500-acre pasture that has been set aside by the government for testing the utility of a coyote proof fence. It is said to have proven effective for that purpose and the forestry service, according to Warden Finley, is willing to give this big park to the state as an elk reserve. The matter of location, however, has not been settled, as this is a question that will be left largely to the state at large, as it is distinctly a matter of public interest.

Magnificent Specimens. The Wyoming elk are magnificent specimens and it is believed that they will thrive in this state. Fortunately, the Biological Survey of the Department of Agriculture will meet part of the expenses of crating and transporting the antlered herd from Wyoming to this state. The food for the winter will have to be provided by the people of Oregon. It is expected they will be moved by February and some definite action as to location must be taken before that time.

Oregon Won. Several other states have tried to secure these elk in the past, and Oregon ought to feel proud at having been successful in interesting the government in its decision to honor Oregon in this way. The wild elk will soon be extinct. With a starter of 15 animals, there ought soon to be quite a respectable herd. It is believed that the people will stand behind Warden Finley in his effort, as he has given his word that Oregon will find a place to house these animals if the government would give them.

Building New Warehouse. Craven Brothers are building a large corrugated iron warehouse at the rear of their hardware store, which they will use for the storage and display of implements.

Mrs. J. C. Morrison, of Independence, visited at the home of her parents, Mr. and Mrs. J. M. Campbell a few days this week.

who will likely be advanced under a new commanding officer.

Two separate battalions are to be formed after the field and staff is ushered out of the service January 1. Then the battalions will elect majors. Major John L. May, of Portland, is seemingly slated to take the post of senior Major, as he is a veteran in the service and is generally looked upon as efficient.

The annual inspection over the Pacific System of the Southern Pacific is now on. The assistant chief engineer, with the division and district engineers, are now traveling over the lines of the company making a close examination of every particle of roadbed. The members of this party are inspecting the ballasting work, the drainage, the stations, pump houses and fuel oil and power plants. This is an annual affair on the Southern Pacific and the competition between the different divisions is unusually keen. Intense rivalry has been created. The superintendent of one division does not like to be taunted by officials of a rival division and he strives, and the men under him strives, to make their part of the system the best.

Gold and silver medals are to be awarded for best kept districts, sections and stations.

Creates Rivalry. This is healthy, efficient rivalry. Section foreman, roadmasters, trainmasters and even division superintendents vie with each other in their efforts to make their particular piece of track the best on the road, or to have it said that the trains under their supervision are handled promptly and on schedule time. It is a part of the Southern Pacific's campaign for efficiency. It spells successful railroading. During the fiscal year which ended last June the Tucson division received the best average of the entire system. The best roadmaster's district was in this division, while the best section was on the Sacramento division.

Divisions Added. The Salt Lake division between Sparks, Nevada, and Ogden, Utah, and the Portland division between Ashland and Portland, have been added to the Pacific system since the last annual inspection and the other eight divisions in the road have been taken exceptional care of their roadbed, etc., in an endeavor not to let these new divisions take the hon-

(Continued on Page Four.)

## POULTRY SHOW HAS PROMISE OF SUCCESS

FULLY FIVE HUNDRED BIRDS EXPECTED TO BE ON EXHIBITION HERE FIRST WEEK IN JANUARY.

## CASH CONTRIBUTION LIST

Already Large Premium List is Augmented by Many Additions From Business Men of This City—Association Officers Busy Preparing For Its Most Successful Event.

The largest and most successful poultry show ever held in Dallas will be the verdict accorded the display to be made here by the Polk County Poultry association in connection with the Angora goat exhibit in January. The premium list is the largest ever offered, and from the inquiries and applications for space that are finding their way to the desk of the secretary, Mrs. Winnie L. Braden, it is thought that fully 500 birds will be ready for the admiration of the visiting public. The officers of the association are taking an active interest in the preparations for the big event, and the intention is to make a showing that will awaken the community to the importance of the poultry industry as a practical money-making business which is especially well adapted to this climate and location. Many letters from breeders in other parts of the state indicate a good attendance of competing fowls.

Additional Prizes. In addition to the large list of premiums offered, as published in The Observer, a number of others have been given, as will be seen from the following list which has just been completed. Appended is a list of cash donations which are to be used in defraying the expenses of coops, etc.:

J. C. Gaynor, \$1 cash for best display of Bantams.  
O. E. Williams, \$1 cash for second best pen of Anconas.  
Dallas Meat Company, \$1.50 cash for best pen of S. C. Rhode Island Reds.  
Fuller Livery Barn, \$1 for best exhibit of Games.  
A. S. Campbell, \$2 merchandise for second best pen of B. P. Rocks.  
Hayter Book Store, \$2.50 cash for second largest exhibit.  
The following is a list of other cash donors, amounts to be used for buying coops and paying judge:  
R. L. Chapman \$2, Dr. L. A. Bollman \$1, Dr. A. B. Starbuck \$1, W.

(Continued on Page Four.)

## Goat Show Prize Cups to Be On Display Here Next Week

Word has been received here that Secretary McDonald of the Northwest Angora Goat Association will arrive about December 25 and he has informed W. A. Ayres, superintendent of the coming show, that he will endeavor to bring all the cups here at that time so that they will be on display during the holidays.

Incentive to Women. Mrs. W. J. Farley, who is the only woman breeding Angoras in this part of the country, has announced that she will offer a fine registered buck kid to the woman making the best display of Angoras. This should be an incentive to some of the Polk county women to go in and win, for it is well known that Mrs. Farley has some very fine Angoras.

Secretary McDonald calls especial attention to the amateur prizes which are offered to those who have never shown before.

## University Referendum Case Now Up to Judge Galloway

Salem, Or., Dec. 14.—Holding that the action of the Secretary of State in filing the petitions was final; that objections to such filing must be made within 10 days and that any suit which is brought must be brought within 10 days and that no provision is made in the law for a writ of review of the action of the Secretary of State in filing petitions. Attorney General Crawford has completed his brief in the University of Oregon referendum cases to be submitted to Judge Galloway, contain-

ing points of law in the case as seen by the defense.

The brief also states that in the case at bar no suit was brought for three months after the action of the Secretary in filing and that the objections urged by the plaintiff, outside of fraud, are of a purely technical nature. The brief declares that such objections are expressly prohibited from being raised by the statute itself.

The brief as prepared will be submitted to Judge Galloway before December 18.